

MESSAGE NO: 4190201

MESSAGE DATE: 07/08/2004

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: ADM

PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-831

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 06/16/2004 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: CASH DEP. INSTRUCT. FOR NEW SHIPPER REVIEWS OF FRESH GARLIC FROM CHINA (JINING TRANS-HIGH TRADING CO., LTD., A-570-831-008 + ZHENGZHOU HARMONI SPICE CO., LTD.,-006)

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CASES: A - 570 - 831

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PERIOD COVERED: 06 16 2004 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: CASH DEP. INSTRUCT. FOR NEW SHIPPER REVIEWS OF FRESH GARLIC FROM CHINA (JINING TRANS-HIGH TRADING CO., LTD., A-570-831-008 + ZHENGZHOU HARMONI SPICE CO., LTD.,-006)

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER (69 FR 33626) ON 06/16/2004 THE FINAL RESULTS OF NEW SHIPPER REVIEWS OF THE ANTIDUMPING DUTY ORDER ON FRESH GARLIC FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) FOR THE PERIOD 11/01/2001 THROUGH 10/31/2002.

2. FOR THE FOLLOWING SHIPMENTS OF FRESH GARLIC FROM THE PRC ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

06/16/2004, CUSTOMS SHALL REQUIRE A CASH DEPOSIT AS STATED BELOW FOR SUCH ENTRIES.

GROWER AND EXPORTER	CASE NUMBER	RATE
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GROWN BY JINING YUN FENG AGRICULTURAL PRODUCTS CO., LTD., EXPORTED BY JINING TRANS-HIGH TRADING CO.	A-570-831-008	0.00
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GROWN AND EXPORTED BY ZHENGZHOU HARMONI SPICE CO., LTD.	A-570-831-006	0.00
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3. FOR SHIPMENTS OF FRESH GARLIC FROM THE PRC EXPORTED BY JINING

TRANS-HIGH TRADING CO. BUT NOT GROWN BY JINING YUN FENG
AGRICULTURAL PRODUCTS CO., LTD., AND EXPORTED BY ZHENGZHOU

HARMONI SPICE CO., LTD. BUT NOT GROWN BY ZHENGZHOU HARMONI SPICE
CO., LTD., ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION
ON OR AFTER 06/16/2004, CUSTOMS SHALL REQUIRE A CASH DEPOSIT OF
376.67 PERCENT OF THE ENTERED VALUE.

4. FOR ALL OTHER COMPANIES NAMED IN THE AD/CVD MODULE, THE CASH-
DEPOSIT RATE IS THE RATE PROVIDED THEREIN EXCEPT FOR GROWER AND
EXPORTER COMBINATIONS INVOLVED IN UNCOMPLETED NEW SHIPPER REVIEWS

(IN WHICH CASE THE AD/CVD MODULE SPECIFIES THAT A BOND OR OTHER
SECURITY DEPOSIT IS PERMITTED). FOR ALL GROWERS OR EXPORTERS OF
FRESH GARLIC FROM THE PRC WHICH DO NOT HAVE A SPECIFIC RATE IN
THE MODULE, THE CASH-DEPOSIT RATE CONTINUES TO BE 376.67 PERCENT.
FOR ALL NON-PRC EXPORTERS OF FRESH GARLIC FROM THE PRC, THE CASH-
DEPOSIT RATE WILL BE THE RATE APPLICABLE TO THE PRC SUPPLIER OF
THAT EXPORTER.

5. EFFECTIVE 06/16/2004, IMPORTERS MAY NO LONGER POST A BOND OR
OTHER SECURITY IN LIEU OF A CASH DEPOSIT ON IMPORTS OF FRESH

GARLIC GROWN BY JINING YUN FENG AGRICULTURAL PRODUCTS CO., LTD., AND EXPORTED BY JINING TRANS-HIGH TRADING CO. OR GROWN AND EXPORTED BY ZHENGZHOU HARMONI SPICE CO., LTD. IMPORTERS OF SUBJECT MERCHANDISE FROM THOSE GROWER AND EXPORTER COMBINATIONS

INVOLVED IN UNCOMPLETED NEW SHIPPER REVIEWS HAVE THE OPTION OF POSTING A BOND OR OTHER SECURITY DEPOSIT IN LIEU OF A CASH DEPOSIT AT THE RATE OF 376.67 PERCENT. IN ACCORDANCE WITH T.D. 85-145, AT THE DISCRETION OF THE U.S. CUSTOMS AND BORDER PROTECTION (CBP), CUSTOMS OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING OR COUNTERVAILING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, AS IN THE CASE OF FRESH GARLIC FROM THE PRC, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING DUTIES FROM CERTAIN PRODUCER AND EXPORTER COMBINATIONS, CUSTOMS OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

6. THESE CASH DEPOSIT REQUIREMENTS WILL REMAIN IN EFFECT UNTIL PUBLICATION OF THE FINAL RESULTS FOR THE NEXT ADMINISTRATIVE REVIEW. DO NOT LIQUIDATE ANY ENTRIES COVERED BY THESE NEW SHIPPER REVIEWS UNTIL YOU HAVE RECEIVED LIQUIDATION INSTRUCTIONS.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THE IMPORTING PUBLIC, OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 (GENERATED BY G103: SMH).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party